

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the **PATENT APPLICATION** of:

Robert Charles Sutton  
Application No.: 10/598,921  
Confirmation No.: **2094**  
Filed: Not Yet Known  
For: RESPIRATORS  
Group: 3743  
Examiner: Not Yet Known

Our File: SHP-PT089  
Date: May 22, 2007

**COMMUNICATION IN RESPONSE TO  
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification Of Missing Requirements Under 35 U.S.C. 371  
In The United States Designated/Elected Office (DO/EO/US) mailed from the Office on  
May 16, 2007, the following are enclosed:

1. Copy of Notification of Missing Requirements Under 35  
U.S.C. 371 In The United States Designated/Elected Office  
(DO/EO/US);
2. Fully executed Declaration and Power of Attorney to  
Customer No. 3624;

**Applicant:.**  
**Application No.:**

3. Credit Card payment of \$130 for a large entity late  
declaration surcharge fee and Fee Transmittal.

Early consideration and allowance of the claims are respectfully requested.

Respectfully submitted,

Robert Charles Sutton

By /Robert J. Ballarini/  
Robert J. Ballarini  
Registration No. 48,684  
(215) 568-6400

Volpe and Koenig, P.C.  
United Plaza, Suite 1600  
30 South 17th Street  
Philadelphia, PA 19103

RJB/srs  
Enclosures (3)

RJB



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/598,921	Robert Charles Sutton	SHP-PT089

3624  
 VOLPE AND KOENIG, P.C.  
 UNITED PLAZA, SUITE 1600  
 30 SOUTH 17TH STREET  
 PHILADELPHIA, PA 19103

RECEIVED  
 AM/PM

MAY 21 2007

VOLPE & KOENIG, P.C.

INTERNATIONAL APPLICATION NO.

PCT/GB05/50038

I.A. FILING DATE

PRIORITY DATE

03/17/2005

03/19/2004

CONFIRMATION NO. 2094

371 FORMALITIES LETTER



\*OC000000023878836\*

Date Mailed: 05/16/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/14/2006
- Copy of the International Search Report filed on 09/14/2006
- Copy of IPE Report filed on 09/14/2006
- Preliminary Amendments filed on 09/14/2006
- Information Disclosure Statements filed on 09/14/2006
- U.S. Basic National Fees filed on 09/14/2006
- Assignment filed on 02/13/2007
- Priority Documents filed on 09/14/2006
- Specification filed on 09/14/2006
- Claims filed on 09/14/2006
- Abstracts filed on 09/14/2006
- Drawings filed on 09/14/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

DOCKETED FOR 7/16/2007 Missing Regs.  
 (11/16/2007 Final)

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/598,921	PCT/GB05/50038	SHP-PT089

FORM PCT/DO/EO/905 (371 Formalities Notice)